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**FAX TRANSMISSION****DATE:** June 29, 2007**PTO IDENTIFIER:** Application Number 10/729,340-Conf. #3224  
Patent Number**Inventor:** Dirk Jager et al.**MESSAGE TO:** US Patent and Trademark Office  
SPE Shannon Foley**FAX NUMBER:** (571) 273-8300 and (571) 273-0898**FROM:** FULBRIGHT & JAWORSKI L.L.P.  
Norman D. Hanson**PHONE:** (212) 318-3168**Attorney Dkt. #:** NY-LUD 5793-US1-CIP (10315551)**PAGES (Including Cover Sheet):** 4**CONTENTS:** Request for Clarification  
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**FULBRIGHT & JAWORSKI L.L.P.**  
666 Fifth Avenue, New York, New York 10103  
Telephone: (212) 318-3000 Facsimile: (212) 318-3400

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PTO/SB/97 (09-04)

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Application No. (if known): 10/729,340

Attorney Docket No.: NY-LUD 5793-US1-CIP

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Request for Clarification

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JUN 29 2007

Docket No.: NY-LUD 5793-US1-CIP  
(PATENT)

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Dated: 6/29/07

Signature: Fani Malikouzzakis

(Fani Malikouzzakis)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Dirk Jager et al.

Application No.: 10/729,340

Confirmation No.: 3224

Filed: December 4, 2003

Art Unit: 1642

For: ISOLATED NUCLEIC ACID MOLECULES  
ENCODING CANCER ASSOCIATED  
ANTIGENS, THE ANTIGENS PER SE,  
AND USES THEREOF

Examiner: M. Halvorson

REQUEST FOR CLARIFICATION

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

The Advisory Action of June 28, 2007 indicates that applicants' Amendment will NOT be entered, (box 3), but does not specify why not.

It is noted that the Examiner discusses what he feels is a failure to comply with the sequence rules. While applicants do not agree, the fact is, if this is the only issue in the case, then the Amendment should be entered as it would reduce/simplify issues for appeal, BY ELIMINATING THEM! Objections to a specification, if traversed, are petitioned, not appealed. Further, if the only issue remaining is a specification/claim

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Application No. 10/729,340

Reply to Advisory Action of June 28, 2007

Docket No. NY-LUD 5793-US1-CIP

objection, proper practice is to issue an Ex parte Quayle action, rather than an Advisory Action.

As such, a prompt reply to this Request is solicited, so that ~~the~~ issues are clarified.

So as to expedite matters, a copy of this Request is being faxed to the Supervisory Primary Examiner Shannon Foley as well. SPE Foley, it is pointed out advised applicants that their Amendment would be entered.

\* \* \*

Applicant believes no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 50-0624, under Order No. NY-LUD 5793-US1-CIP (10315551) from which the undersigned is authorized to draw.

Dated: June 29, 2007

Respectfully submitted,

By 

Norman D. Hanson

Registration No.: 30,946

FULBRIGHT & JAWORSKI L.L.P.

666 Fifth Avenue

New York, New York 10103

Attorney for Applicant

(212) 318-3000

(212) 318-3400 (Fax)